ORDINANCE NO. ~~11~~ 6

Series, ~~1963~~ 1964

AN ORDINANCE AMENDING ORDINANCE NO. 11, SERIES, 1963, OF THE CITY OF ELGIN, OREGON, WHICH SAID ORDINANCE IS COMMONLY KNOWN AS THE "ZONING ORDINANCE OF THE CITY OF ELGIN" BY AMENDING SECTION 9, AND DECLARING AN EMERGENCY.

THE CITY OF ELGIN ORDAINS AS FOLLOWS:

Section 1:

Ordinance No. 11, Series, 1963 of the City of Elgin, Oregon, be and the same is hereby amended as to Section 9 thereof, as follows:

"Definition of what a 'parent zone' is - it is that zone, a part of which is proposed to be rezoned.

AMEMDMENTS: The Council may, on its own motions upon petition, after public notice and hearing, amend this ordinance and change boundaries of zones as herein established. Each proposed amendment shall be referred by the Council to the City Planning Commission for investigation of its merits and its feasibility and a report thereon to the Council.

An amendment failing the approval of the City Planning Commission shall not be passed, except by a two-thirds favorable vote of the Council.

Either the City Council or the City Planning Commission may initiate proposed changes in zones, said changes may be made only after notice to the owners of record of the properties within the area proposed for rezoning, and to those other property owners of record within the 'parent zone' and bounded by lines 200 feet from and parallel to the lines bounding the area proposed for rezoning, as said lines run at right angles to their intersecting point and after a public hearing. Width of streets and of alleys shall be excepted in the measurement of areas mentioned above.

All changes except those initiated by the Council or the City Planning Commission shall be made upon petition bearing the signatures of 50 or more percent of the owners of record of the property within the area proposed for rezoning, and within an area of the parent zone bounded by lines parallel to and 200 feet from the boundaries of the area proposed for rezoning. Width of streets and alleys excepted. Such petition shall properly identify the property proposed for rezoning and shall contain the correct addresses of those owners of record concerned in the area proposed for rezoning and within the area of the parent zone as set forth above.

The petition shall set forth the reason for and the necessity for rezoning the property in question and the use to be made of it.

The costs of any attempted rezoning not initiated by the City Council or by the City Planning Commission shall be paid by the petitioners for such rezoning.

A petition filed with the City Recorder shall forthwith be referred to the City Planning Commission, which commission shall examine said petition for merit, sufficiency and accuracy and report its findings and recommendations to the City Council within sixty (60) days of its filing with the City Recorder.

The City Planning Commission shall afford all persons interested an opportunity to be heard on the rezoning proposal, at an open meeting of the Commission. The time and place of same to be stated in notices mailed to the last known addresses of all property owners of record within the area proposed for rezoning and in the contiguous area of the parent zone as set forth above.

Notice of said open meeting shall be published in the local newspaper not less than once within the week in which the meeting is to be held and shall state the facts pertinent to the hearing. If a protest against said rezoning proposal by petition be presented, duly signed by 51 or more percent of the owners of record, of the area proposed for rezoning and of the area in the parent zone as defined above. Then, in that event the proposed rezoning shall not be allowed."

Section 2:

Whereas the peace, health and safety of the City of Elgin is involved and in order to properly safeguard the same, there is and now exists the necessity and emergency of immediate regulation as hereinabove provided; now, therefore, an emergency is hereby declared to exist and this Ordinance shall be in full force and effect from and after its passage thereof and the approval by the Mayor.

PASSED by the City Council this 14th day of ~~June~~ July, 1964.

APPROVED by the Mayor this 14th day of ~~June~~ July, 1964.

Floyd A Sparks
Mayor

ATTESTED and filed this 14th
day of June ~~June~~ July, 1964.

Ethel D Hunt
City Recorder